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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/902,733	07/12/2001	Aviad Zlotnick	ZLOTNICK=2	9520
1444	7590	07/29/2004	EXAMINER	
BROWDY AND NEIMARK, P.L.L.C. 624 NINTH STREET, NW SUITE 300 WASHINGTON, DC 20001-5303			DESIRE, GREGORY M	
			ART UNIT	PAPER NUMBER
			2625	

DATE MAILED: 07/29/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/902,733

Applicant(s)

ZLOTNICK, AVIAD

Examiner

Gregory M. Desire

Art Unit

2625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

1) ☒ Responsive to communication(s) filed on 12 July 2001.

2a) ☐ This action is **FINAL**.

2b) ☒ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

4) ☒ Claim(s) 1-3, 11-14, 22-25 and 33 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.

6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.

7) ☒ Claim(s) 4-10, 15-21 and 26-32 is/are objected to.

8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☒ The drawing(s) filed on 12 July 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All b) ☐ Some \* c) ☐ None of:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 2.

4) ☐ Interview Summary (PTO-413)

Paper No(s)/Mail Date. \_\_\_\_\_

5) ☐ Notice of Informal Patent Application (PTO-152)

6) ☐ Other: \_\_\_\_\_

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-3, 11-14, 22-25 and 33 are rejected under 35 U.S.C. 102(b) as being anticipated by Koga et al (5,717,794).

Regarding method, apparatus and computer software claims 1, 12 and 23 Koga discloses,

Presenting the data (which reads on the image (2602) in block 2601, fig 26a), to the operator on the computer display (note col. 18 lines 52-53, displaying image on a computer display inherently presents the image to an operator or user);

Providing multiple instances of an on-screen control at different locations on the display (which reads on fig. 26a and 26b block 2604-2619, Examiner interprets on-screen control as merely display buttons, figure 26a and 26b shows multiple instances of a display button) for selection by the operator using a pointing device linked to the display (note col. 18 lines 63-66 operator selects a button using a mouse (pointing device) linked to the display); and

Actuating the control responsive to the selection by the operator of any of the instances of the control on the display (note col. 18 line 65- col. 19 line 2, clicking the

button, actuates the control responsive to the selection by the operator of an instance of the control on the display).

Regarding method, apparatus and computer software claims 2, 13 and 24 Koga discloses,

Wherein actuating/selection of the control comprises receiving an input from the operator (note col. 18 lined 63-64, selecting character lines from window 2601 (receiving input from the operator) to indicate the data are verified (note col. 18 lines 65-col. 19 line 2, actuating said button, perform the function of the control button, thus, verifying the input for selected operations).

Regarding method, apparatus and computer software claims claim 3, 14 and 25 Koga discloses,

Wherein presenting the data (fig. 26, block 2601, display image) comprises presenting results of optical character recognition for verification by the operator (Note fig. 28 and 29 and col. 20 lines 40-65, shows image of character recognition for correction by the operator and col. 6 lines 23-25, recognition process is implemented by software).

Regarding method, apparatus and computer software claims claim 11, 22 and 33 Koga discloses,

Wherein providing multiple instances comprises providing three or more instances of the control on screen (note fig. 26a and 27a in connection with col. 18 lines 60-62, the examiner interprets display buttons as on-screen control, there are three or more display buttons 2605 thru 2612)

***Allowable Subject Matter***

3. Claims 4-10, 15-21 and 26-32 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Regarding method, apparatus and computer software claims 4, 15 and 26, Koga discloses the critical feature of multiple instances of an on-screen control at different location. However, claims 4, 15 and 26 further limit this essential feature wherein providing multiple instances comprises placing the instances of the control in proximity to different ones of the plurality of fields.

Claims 5-10, 16-21 and 27-32 depend on the objected claims. Therefore are also objected.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory M. Desire whose telephone number is (703) 308-9586. The examiner can normally be reached on M-F (8:30-6:00) Second Monday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bhavesh Mehta can be reached on (703) 308-5246. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Gregory M. Desire  
Examiner  
Art Unit 2625

G.D.  
July 19, 2004

